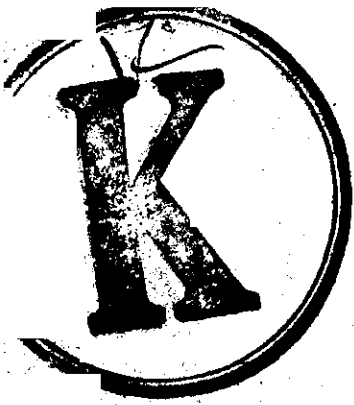




1943

File No. B.C.S.C.R.II/43
Legal Deptt.

B BRANCH

Subject:

Rules and Notifications
under the
Bombay Civil Service
Classification and
Recruitment Rules 1939

CP 3
E

File No.

B.C.S.C.R.II/43

Gen. Inv. No.

263-B

The draft notification at pages 261-301 post as amended is in order. The following observations are made:-

Amendment No. 13 (pp. 275-276).- Rule 82(a) clause (2) provides that a candidate must possess a qualification registrable under the Bombay Medical Practitioners' Act, 1938. It is presumed to be ~~intended that a person will be~~ intended that a person will be eligible to be a candidate if he is qualified to be registered under the Bombay Medical Practitioners' Act, 1938. If, however, the intention is that a candidate must not only be qualified to be registered but also be actually registered under the Bombay Medical Practitioners' Act, this clause will require modification.

Amendment No. 18 (pp. 278-279).- The proposed new rules 111 and 111A refer to Inspectors of notified factories. It is not clear what is meant by the expression "notified factories". If the expression is intended to include only factories specified in Government Notification No. S.129 dated 2nd April 1942, the P.A.S.D. should make the intention clear by specific reference to the said notification.

Amendment No. 20 (p. 279).- Only the necessary amendments have been carried out in rule 119A.

It is presumed that "the Hindustani Colloquial Standard Examination" referred to in clause (c) of rule 119B is the same as "the Colloquial test in Hindustani" referred to in the preceding rule 119A. The latter expression has therefore been substituted for the words "Hindustani Colloquial Standard Examination" in rule 119B.

Appendix 'D': Amendment No. 3 (p. 281).- It appears "Sub-Auditors in the clerical establishment" in clause (b) of rule 6A is a mistake for "Sub-Auditors of the clerical establishment". The necessary amendment has been carried out.

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Amendment No.12 (pp.284-285).- New rule 31B introduced by amendment No.12 refers to Probation Officers. The proviso to sub-rule (2) and sub-rule(4) of that rule refer to the Bombay Children Act, 1924, the Bombay Borstal Schools Act, 1929 and the Bombay Probation of Offenders Act, 1938. The P. & S.D. should consider whether it is not necessary to refer to all these Acts also in sub-clauses (a) and (b) of clause (ii) of sub-rule (2) of new rule 31B.

Amendment No.19 New Rule 125D (P.287) & Clause (1) of this rule has been shortened by making provision with reference to rule 125D-1(1).

Amendment No.21(p.289).- New rule 126 provides that the appointments shall be made by nomination from among - candidates holding the B.A. and B.T. degrees. It appears, however, from the concluding provision of this rule that possession both of B.A. and B.T. degrees is not a necessary qualification. (cf. also the qualification laid down for a physical instructor in Arts and Professional colleges in rule 129A). The draft is revised so as to make the B.T. degree an additional qualification for preference. It is not, however, clear if the essential qualification should be the B.A. degree alone. This would preclude any graduate, in Science, Commerce, Law or Medicine, from being eligible for the post. It does not appear that this can be the intention. P.& S.D. is requested to clarify the position.

Amendment No.23(p.290).- Rules 132B to rules 132P provide in subrule (2) that a candidate shall be on probation for one year. It is for consideration of P. & S.D. whether provision may not be made for confirmation on satisfactory work etc.

New rule 132F.- In clause (V) it is made clear that the Studio Assistant is the one in the Architectural Section referred to in rule 132E. The P.& S.D. will verify that this is correct.

Amendment No.27(p.299).- The amendment has been shortened by making only the necessary minimum changes.

16/- P.N.E.

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Remembrancer of Legal Affairs.

U.I. to P.& S.D., No.2933, dated the 21st April 1943.

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